IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.546 OF 2006
IN
WRIT PETITION NO.1479 OF 2006

Union of India through Commissioner of Customs (Exports) .. Petitioner
V/s
M/s.Great Communication Ltd. & Anr. .. Respondents

Mr.P.S.Jetly with Mr.C.J.Joy for the Petitioner.
Mr.Madhury R.Baya for the Respondents.

CORAM : DR.S.RADHAKRISHNAN &
J.P.DEVADHAR, JJ.

DATE : 17th January, 2007.

P.C.:

1. It appears that against the very same impugned order i.e. the order dated 6th July, 2005 passed by the Settlement Commission, Writ Petition No.2190 of 2006 has already been filed by the DRI of Union of India, and the same has also been admitted by this Court on 28.9.2006. In view thereof, the present Notice of Motion taken out by the Petitioner for setting aside the order of dismissal of the Writ Petition No.1479 of 2006 wherein also the same impugned order is under challenge, does not survive, as there cannot be two petitions challenging the same impugned order by the Union of India. Hence, the Notice of Motion stands dismissed.

(J.P.DEVADHAR, J.) **(DR.S.RADHAKRISHNAN,J.)**